



*City of Charleston
South Carolina*

Clerk of Council Department

JOHN J. TECKLENBURG
MAYOR

VANESSA TURNER MAYBANK
CLERK OF COUNCIL

PUBLIC SAFETY COMMITTEE

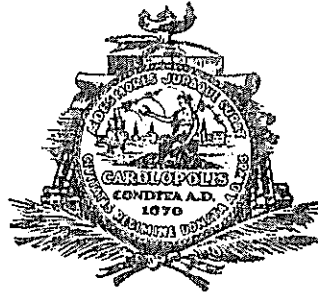
City Hall
80 Broad Street, First Floor Conference Room
Thursday, June 15, 2017
3:30 p.m.

Mayor John J. Tecklenburg
Councilmember Kathleen Wilson, Chair
Councilmember James Lewis, Vice Chair
Councilmember Peter Shahid
Councilmember Marvin Wagner

AGENDA

1. Moment of Silence
2. A. Approval of March 10, 2017 Minutes
B. Approval of April 4, 2017 Minutes
3. Discussion regarding City of Charleston Fire Department and Police Department Chiefs
4. Discussion regarding an independent audit of the City of Charleston Police Department
5. An ordinance to amend the Code of the City of Charleston, South Carolina, Chapter 21, Article IX, Section 21-191 to add a separate offense for opposing or resisting a law enforcement officer who is serving, executing, or attempting to serve or execute a legal writ or process or resisting arrest in order to ensure that the city's code does not conflict with state law and to remove references to city police department horses which are no longer utilized by the department.
6. Updates:
 - A. Interim Chief John Tippet, Fire Department
 - B. Chief Greg Mullen, Police Department
7. Adjournment

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) Interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to schumacherj@charleston-sc.gov three business days prior to the meeting.



Ratification
Number _____

A N O R D I N A N C E

TO AMEND THE CODE OF THE CITY OF CHARLESTON, SOUTH CAROLINA, CHAPTER 21, ARTICLE IX, SECTION 21-191 TO ADD A SEPARATE OFFENSE FOR OPPOSING OR RESISTING A LAW ENFORCEMENT OFFICER WHO IS SERVING, EXECUTING, OR ATTEMPTING TO SERVE OR EXECUTE A LEGAL WRIT OR PROCESS OR RESISTING ARREST IN ORDER TO ENSURE THAT THE CITY'S CODE DOES NOT CONFLICT WITH STATE LAW AND TO REMOVE REFERENCES TO CITY POLICE DEPARTMENT HORSES WHICH ARE NO LONGER UTILIZED BY THE DEPARTMENT.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS IN CITY COUNCIL ASSEMBLED:

Section 1. Chapter 21, Article IX, Section 21-191, of the Code of the City of Charleston is hereby amended by deleting the stricken words and phrases and adding thereto the following underlined words and phrases, which shall read as follows:

"Sec. 21-191 Assaulting or resisting public official or police officer.

(a) No person shall knowingly and willfully oppose or resist a law enforcement officer in serving, executing, or attempting to serve or execute a legal writ or process or to resist an arrest being made by one whom the person knows or reasonably should know is a law enforcement officer, whether under process or not.

(b) No person shall knowingly and willfully assault, beat, or wound a law enforcement officer engaged in serving, executing, or attempting to serve or execute a legal writ or process or to assault, beat, or wound an officer when the person is resisting an arrest being made by one whom the person knows or reasonably should know is a law enforcement officer, whether under process or not.

(c) (a) No person shall assault, resist, hinder, oppose, molest or interfere with any officer or employee of the city, of any department or board of the city or of any officer or employee, other than a sworn law enforcement officer of the police department in the discharge of official duties. No person shall willfully attempt to harm any of the horses of the city police department or in any way interfere with the horses in the performance of their duties.

(b) No person shall willfully strike, attempt to strike, frighten, attempt to frighten, interfere with or attempt to interfere with any of the horses of the city police department when

~~the horses are being used by any officer of the police department, or any designated agent thereof, in the performance of duty.~~

Section 2. This Ordinance shall become effective upon ratification.

Ratified in City Council this _____ day of _____
in the Year of Our Lord, 2017 in the 241st Year of
Independence of the United States of America.

By:

John J. Tecklenburg
Mayor, City of Charleston

ATTEST:

Vanessa Turner Maybank
Clerk of Council